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DEC 19 2005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	David E. Helgerson; Brian D. Koenig; Steven A. Jensen; John Fresonke; Timothy J. Hall
Application No.:	10/622623
Filed:	July 18, 2003
For:	CONVEYOR ASSEMBLY
Examiner:	
Group Art Unit:	3651
Firm Docket No.:	M115.2P-10607-US02

DATE: December 16, 2005

TIME: 2:10

FACSIMILE NO.: 1-571-273-8300

TOTAL NUMBER OF PAGES (including transmittal letter): 8

FACSIMILE TRANSMITTAL LETTER

Following please find a 4 pg Information Disclosure Statement, 3 sheets of Listing of Patents, and 1 page Facsimile Transmittal Letter.

With respect to fees:

- ☒ No additional fee is believed to be required
☐ Charge ** fee to our Deposit Account No. 22-0350

Conditional Petition

If any extension of time for the accompanying response is required or if a petition for any other matter is required, applicant requests that this be considered a petition therefore.

If any additional fees associated with this communication are required and have not otherwise been paid, please charge the additional fees to Deposit Account No. 22-0350. Please credit overpayment associated with this communication to the Deposit Account No. 22-0350.

Respectfully submitted,
VIDAS, ARRETT & STEINKRAUS

Date: December 19, 2005By: 

Edwin E. Voigt II
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I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 1-571-273-8300, on December 19, 2005.

Signature: 

Julie Emerson

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	David E. Helgerson; Brian D. Koenig; Steven A. Jensen; John Fresonke; Timothy J. Hall
Application No.:	11/232732
Filed:	September 22, 2005
For:	Conveyor Apparatus
Group Art Unit:	3651

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Docket No.: M115.2Q-10607-US03

INFORMATION DISCLOSURE STATEMENT

Listed below or on an attached form listing the cited references and/or a copy of a PTO-892 form is information known to applicant(s). A copy of each listed foreign patent and each listed publication other than U.S. patents and U.S. patent application publications is being submitted herewith, along with a concise explanation of information in a foreign language, if any, pursuant to 37 C.F.R. §1.97-1.98, *except that* U.S. patents and U.S. published applications from which priority is claimed under 35 U.S.C. §120, and documents cited in such priority applications, may be omitted from the enclosures pursuant to 37 C.F.R. 1.98(d). Applicant's submission of copies of unpublished U.S. applications does not constitute a waiver of the confidentiality of such applications. As such, **Applicant requests that any copies of unpublished US applications submitted herewith be excluded from the file wrapper pursuant to 37 C.F.R. §1.14.**

Applicants respectfully request that the listed information be considered by the Examiner and be made of record in the above-identified application. If the form listing the cited references or PTO-892 from a prior application is enclosed, the Examiner is requested to initial and return it in accordance with MPEP §609.

This statement is not intended to represent that a search has been made or that the information cited in the statement is prior art, or is or is considered to be, material to patentability as defined in §1.56.

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Information Disclosure Statement
Attorney Docket No. M115.2Q-10607-US03

Applications that are listed on the accompanying form listing the cited references as related by priority are related by priority claim under 35 USC §120. Pursuant to 37 CFR §1.98(d), no copies of cited art in a previous application(s) to which priority was claimed need be submitted. Applicant is providing copies of the form listing the cited references and/or 892 forms from these cases.

_____ I. This statement qualifies as a no-fee Information Disclosure Statement under 37 C.F.R. §1.97(b) or otherwise because to the knowledge of the undersigned attorney it is being filed (check all that apply):

- _____ (1) within 3 months of the filing date of the application (other than a CPA); or
- _____ (2) within 3 months of entry of the national stage; or
- _____ (3) before the mailing of a first Office Action on the merits;
- _____ (4) before the mailing of a first Office Action after the filing of a request for continued examination (RCE) under §1.114;
- _____ (5) as part of a continued prosecution application (CPA); or
- _____ (6) during the period of a suspension of action for a CPA under 37 C.F.R. §1.103(b).

_____ II. This statement is believed to require a fee or the submission of a certification under 37 C.F.R. §1.97 (c) or otherwise. If this statement is being filed after the latest of: (1) three months beyond the filing date of a national application (other than CPA); (2) three months beyond the date of entry of the national stage as set forth in §1.491 in an international application; (3) the mailing of a first Office Action on the merits; (4) the mailing of a first Office Action after the filing of a request for continued examination under §1.114; or (5) after the filing of a request for a continued prosecution application, but before the mailing date of the earlier of a final office action under §1.113, a notice of allowance under §1.311 or an action that otherwise closes prosecution in the application, then:

- _____ (1) a certification as specified in §1.97(e) is provided below; or
- _____ (2) a fee of \$180.00 as set forth in §1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.

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Page 3

Information Disclosure Statement
Attorney Docket No. M115.2Q-10607-US03

____ **III. 37 C.F.R. §1.97(d).** If this statement is being filed after the mailing date of the earlier of a final office action under §1.113, a notice of allowance under §1.311, or an action that otherwise closes prosecution in the application, but before payment of the issue fee, then:

- ____ (1) a certification as specified in §1.97(e) is completed below; and
____ (2) a fee of \$180.00 as set forth in §1.17(p) is authorized below, enclosed, or included with payment of other papers filed together with this statement.

X **IV. Fee Authorization.** If any fee is due for consideration of this Information Disclosure Statement and full payment has not been submitted herewith, regardless of which boxes have been checked above, the Commissioner is hereby authorized to charge any additional fees associated with this communication to Deposit Account No. 22-0350. The Commissioner is hereby authorized to credit any overpayment associated with this communication to Deposit Account No. 22-0350.

If paragraph II.1 or III is checked, also check one of the paragraphs below

____ I hereby certify, under 37 CFR §1.97(e)(1), that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the date of the filing of this information disclosure statement.

____ This communication was not received by any individual designated in § 1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.

____ I hereby certify, under 37 CFR §1.97(e)(2), that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

For the purpose of this certification, Applicant considers the PCT International Search Authority to constitute a foreign patent office.

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Information Disclosure Statement
Attorney Docket No. M115.2Q-10607-US03


If this Information Disclosure Statement has been submitted without the appropriate box checked, Applicant requests that this Information Disclosure Statement be considered nevertheless if it is timely submitted under any of the provisions of 37 C.F.R. §1.97 or otherwise. Finally, if any petition is necessary to ensure consideration of this Information Disclosure Statement, Applicant requests that this be treated as such a petition.

Respectfully submitted,

VIDAS, ARRETT & STEINKRAUS

Date: December 19, 2005

By: _____


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Notice of References Cited

Application/Control No.

10/622,623

Applicant(s)/Patent Under
Reexamination
HELGERSON ET AL.

Examiner

Joseph A. Dillon, Jr.

Art Unit

3651

Page 1 of 1

U.S. PATENT DOCUMENTS

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name	Classification
	A	US-6,729,463	05-2004	Pfeiffer, Michael W.	198/460.1
	B	US-5,318,167	06-1994	Bronson et al.	198/577
	C	US-5,582,286	12-1996	Kalm et al.	198/781.06
	D	US-5,730,274	03-1998	Loomer, Weston	198/460.1
	E	US-6,827,202	12-2004	Topmiller et al.	198/781.05
	F	US-6,286,660	09-2001	Kalm, W. Scott	198/782
	G	US-5,060,785	10-1991	Garrity, James R.	198/781.06
	H	US-5,213,201	05-1993	Huber et al.	198/781.06
	I	US-6,701,214	03-2004	Wielebski et al.	700/224
	J	US-5,285,887	02-1994	Hall, David V.	198/460.1
	K	US-6,021,888	02-2000	Itoh et al.	198/783
	L	US-5,862,907	01-1999	Taylor, Bryan D.	198/781.05
	M	US-			

FOREIGN PATENT DOCUMENTS

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Country	Name	Classification
	N					
	O					
	P					
	Q					
	R					
	S					
	T					

NON-PATENT DOCUMENTS

*		Include as applicable: Author, Title Date, Publisher, Edition or Volume, Pertinent Pages)
	U	
	V	
	W	
	X	

*A copy of this reference is not being furnished with this Office action. (See MPEP § 707.05(e).)
Dates in MM-YYYY format are publication dates. Classifications may be US or foreign.

U.S. Patent and Trademark Office
PTO-892 (Rev. 01-2001)

Notice of References Cited

Part of Paper No. 20041211

LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)				ATTY DOCKET NO.: M115.2P-11240-US01		APPLICATION NO.: 10/622623			
				APPLICANT: David E. Helgerson; Brian D. Koenig; Steven A. Jensen; John Fresonke; Timothy J. Hall					
				FILING DATE: July 18, 2003		GROUP: Not Yet Assigned			
REFERENCE DESIGNATION				U.S. PATENT AND PUBLISHED APPLICATION DOCUMENTS					
EXAM'S INIT.		DOCUMENT NUMBER	DATE	NAME	CLASS/ SUBCLASS	FILING DATE IF APPROPRIATE			
	AA	1725740	8/20/29	Schulte	198/788				
	AB	4557382	12/10/85	Johnson	206/308.3				
	AC	4793262	12/27/88	Horn	104/168				
	AD	5086910	2/11/92	Terpstra	198/572				
	AE	5145169	9/08/92	Kato	271/272				
	AF	5215184	6/01/93	Huber	198/782				
	AG	5904239	5/18/99	Narisawa	198/783				
	AH	6047812	4/11/00	Horn, et al.	198/781.06				
	AI	6370447	4/09/02	Miyazaki	700/230				
	AJ	6378694	4/30/02	Onoyama, et al.	198/781.06				
	AK	6460683	10/08/02	Pfeiffer	198/460.1				
	AL								
FOREIGN PATENT DOCUMENTS									
		DOCUMENT NUMBER	DATE	COUNTRY					
	BA								
	BB								
	BC								
	BD								
	BE								
OTHER ART (Including Author, Title, Date, Pertinent Pages, Ect.)									
	CA								
	CB								
	CC								
EXAMINER				DATE CONSIDERED					
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.									

UNPUBLISHED US APPLICATIONS NOT RELATED BY PRIORITY (COPIES ENCLOSED)		ATTY DOCKET NO.: M115.2P-11240-US01		APPLICATION NO. 10/622623	
		APPLICANT: David E. Helgerson; Brian D. Koenig; Steven A. Jensen; John Fresonke; Timothy J. Hall			
		FILING DATE: July 18, 2003		GROUP: Not Yet Assigned	
UNPUBLISHED US APPLICATIONS NOT RELATED BY PRIORITY					
EXAM'S INIT.		APPLICATION NO.	FILING DATE	INVENTOR(S)	
	DA	2002/0070100 A1	6/13/02	Kalm	
	DB	2003/0089580 A1	5/15/03	Pfeiffer	
	DC				
	DD				
	DE				
EXAMINER				DATE CONSIDERED	
EXAMINER: Initial if application considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.					

US APPLICATIONS RELATED BY PRIORITY (COPIES NOT ENCLOSED)		ATTY DOCKET NO.: M115.2P-11240-US01		APPLICATION NO. 10/622623		
		APPLICANT: David E. Helgerson; Brian D. Koenig; Steven A. Jensen; John Fresonke; Timothy J. Hall				
		FILING DATE: July 18, 2003		GROUP: Not Assigned		
US APPLICATIONS REALTED BY PRIORITY						
EXAM'S INIT		APPLICATION NO.	FILING DATE	PATENT NO.	INVENTOR(S)	FORM 1449/892 ENC
	EA					
	EB					
	EC					
	ED					
	EE					
	EF					
EXAMINER				DATE CONSIDERED		
EXAMINER: Initial if application considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to application.						